

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

June 2, 2003

C038402 THE PEOPLE v. ZUPON (Not for Publication)

The order of the trial court denying defendant's motion to suppress evidence is reversed, and the cause remanded to the trial court. Defendant shall be permitted to file a motion to withdraw his plea of no contest within 30 days of the finality of this opinion, and the trial court shall vacate his plea.

SIMS, Acting P.J.

We concur: Morrison, J.
 Callahan, J.

C041102 THE PEOPLE v. JENKINS (Not for Publication)

The trial court is ordered to correct its written order to delete references to the total cost of probation supervision and to reflect that the probation costs were imposed under section 1203.1b. The trial court shall forward a certified copy of the amended order to defendant and his probation officer. In all other respects, the judgment is affirmed.

NICHOLSON, J.

We concur: Sims, Acting P.J.
 Davis, J.

C041666 THE PEOPLE v. MURPHY (Not for Publication)

The judgment in case No. 01F8143 is modified... As modified, the judgment is affirmed. The trial court is directed to prepare an amended order reflecting these modifications and to forward a copy to the Department of Corrections.

ROBIE, J.

We concur: Scotland, P.J.
 Sims, J.

C039687 SOUTH YUBA WATER DISTRICT v. HOFMAN et al. (Not for Publication)

THE COURT:

It is ordered that the opinion filed herein on May 2, 2003, be modified as follows:...

This modification changes the judgment.

The petition for rehearing is denied.

THE COURT:

SCOTLAND, P.J.
Nicholson, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

June 2, 2003, continued

C040241 THE PEOPLE v. MAXWELL, JR. (Not for Publication)

THE COURT:

It is ordered that the opinion filed herein on May 9, 2003, be modified as follows:...

There is no change in the judgment. Defendant's petition for rehearing is denied.

FOR THE COURT:

SCOTLAND, P.J.

Sims, J.

Robie, J.

**C041927 JOPSON et al. v. FEATHER RIVER AIR QUALITY MANAGEMENT DISTRICT
(Certified for Publication)**

THE COURT:

It is ordered that the opinion filed herein on May 2, 2003, be modified as follows:...

There is no change in the judgment.

Appellant's petition for rehearing is denied.

BY THE COURT:

DAVIS, Acting P.J.

Raye, J.

Hull, J.

June 3, 2003

C040406 THE PEOPLE v. RATHSACK (Not for Publication)

The judgment is affirmed.

ROBIE, J.

We concur: Scotland, P.J.

Sims, J.

C040668 THE PEOPLE v. BARRETT (Certified for Partial Publication)

We remand the matter to the trial court solely for the purpose of conducting a restitution hearing pursuant to Penal Code section 1202.4. In all other respects, the judgment is affirmed. (*CERTIFIED FOR PARTIAL PUBLICATION*)

NICHOLSON, Acting P.J.

We concur: Hull, J.

Robie, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

June 3, 2003, continued

- C041717 THE PEOPLE v. IMAN (Not for Publication)**
The order of probation is affirmed.
SCOTLAND, P.J.
We concur: Sims, J.
 Robie, J.
- C042907 THE PEOPLE v. WHALEN (Not for Publication)**
The superior court shall issue a corrected abstract of judgment substituting "8 months" for "2 years" in the sentence for count II and forward a certified copy to the Department of Corrections.
The judgment is affirmed.
ROBIE, J.
We concur: Scotland, P.J.
 Davis, J.
- C040744 HUNSINGER v. STATE PERSONNEL BOARD and STATE COMPENSATION INSURANCE FUND (Not for Publication)**
Since the arguments raised on appeal are infirm, we affirm the order denying the petition for writ of mandate. Costs on appeal are awarded to defendant, State Personnel Board.
NICHOLSON, J.
We concur: Scotland, P. J.
 Hull, J.

June 4, 2003

- C030744 URCHIN INDUSTRIES OF CALIFORNIA et al. v. CONTRACTORS' STATE LICENSE BOARD et al. (Not for Publication)**
The judgment is affirmed. The board shall recover costs on appeal.
RAYE, J.
We concur: Scotland, P.J.
 Hull, J.
- C041884 CARMONY v. COUNTY OF SACRAMENTO et al. (Not for Publication)**
The judgment is affirmed.
ROBIE, J.
We concur: Davis, Acting P.J.
 Raye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
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The Minutes

June 4, 2003, continued

**C042421 In re RACHELLE L.; PLACER COUNTY DEPARTMENT OF HEALTH AND
HUMAN SERVICES v. ANGELA F. (Not for Publication)**

The orders of the juvenile court are affirmed.

ROBIE, J.

We concur: Scotland, P.J.

Davis, J.

**C042597 In re V.V.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND
HUMAN SERVICES v. P.V. (Not for Publication)**

The orders denying appellant's petition for modification and terminating
appellant's parental rights are affirmed.

DAVIS, J.

We concur: Scotland, P.J.

Sims, J.

**C042637 In re RHONDA J.; ELDORADO COUNTY DEPARTMENT OF SOCIAL
SERVICES v. NICOLE R. (Not for Publication)**

The order is affirmed.

SCOTLAND, P.J.

We concur: Davis, J.

Robie, J.

**C042880 In re SEANDREA B.; SHASTA COUNTY DEPARTMENT OF SOCIAL
SERVICES v. STACY B. (Not for Publication)**

The orders of the juvenile court are affirmed.

ROBIE, J.

We concur: Scotland, P.J.

Davis, J.

June 5, 2003

C040187 THE PEOPLE v. WARDLAW (Not for Publication)

We accept the Attorney General's concession that defendant is entitled to
one additional day of actual presentence credit due to an arithmetic mistake and
to full conduct credits pursuant to section 4019, and that the parole revocation
fine must be stricken. (*People v. Callejas* (2000) 85 Cal. App. 4th 667, 678.) We
remand the case to the trial court to determine if defendant is entitled to any
custody credits for time he served in Idaho and, if so, for how many days. (*In re
Antwon R.* (2001) 87 Cal.App.4th 348, 353.)

In all other respects, the judgment is affirmed.

RAYE, J.

We concur: Scotland, P.J.

Robie, J.

**COURT OF APPEAL
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The Minutes

June 5, 2003, Continued

- C040768 THE PEOPLE v. CROSBY (Not for Publication)**
The judgment is affirmed.
ROBIE, J.
We concur: Scotland, P.J.
Sims, J.
- C041461 LUPTON v. BOYD (Not for Publication)**
The order dated April 17, 2002, is affirmed. Father's appeal from the order dated June 4, 2002, is dismissed. Mother shall receive her costs on appeal.
SIMS, J.
We concur: Scotland, P.J.
Robie, J.
- C039524 In re ARSENIO C.; THE PEOPLE v. ARSENIO C. (Not for Publication)**
The judgment is affirmed.
NICHOLSON, J.
We concur: Davis, Acting P.J.
Hull, J.
- C022290 PEOPLE OF THE STATE OF CALIFORNIA v. HILL**
BY THE COURT:
Appellant's motion to recall the remittitur is denied.
SCOTLAND, P.J.
- C042116 RUDDER v. FEDTRUST LIQUIDATIONS et al.**
C042326 BY THE COURT:
Appellants Fedtrust Liquidations et al. have been notified pursuant to rule 17(a)(1) of the California Rules of Court and have not filed their appellants' opening brief. Therefore, their appeal filed on September 20, 2002, in case C042326 is dismissed.
Pursuant to this dismissal, this court's order of October 8, 2002, consolidating the above-referenced cases is vacated.
The respondents' brief of Fedtrust Liquidations et al. in C042116 is due on or before July 7, 2003.
SCOTLAND, P.J.

June 6, 2003

- C039870 THE PEOPLE v. NORMAN**
BY THE COURT:
Appellant's petition for rehearing is denied.
SCOTLAND, P.J.